

In the Punjab and Haryana High Court at Chandigarh.

CR No.3504 of 2007

Date of decision: 06.09.2007.

Satbir Singh

... Petitioner

Versus

Surinder Singh

... Respondent.

Present: Mr.DK Bhatti, Advocate, for the petitioner.

--

PERMOD KOHLI, J. (Oral):

This revision is directed against the order dated 21.05.2007 passed by the learned Rent Controller, Ludhiana, directing the petitioner-tenant to deposit the arrears of rent with effect from 1.6.1997 along with interest and costs.

It is contended on behalf of the petitioner that the directions contained in the impugned order contrary to facts on record as according to him the rent was earlier paid to the landlord upto April, 2000. The learned Rent Controller has mentioned in the impugned order that the tenant has

failed to produce any receipt in this regard. In the absence of any evidence regarding payment of rent, the impugned order cannot be faulted with. However, the payment of rent as directed vide the impugned order shall remain subject to adjudication by the learned Rent Controller on this question as well along with other issues framed in the ejection petition. If the petitioner has raised a plea in the reply, the learned Rent Controller shall determine the same after allowing the parties to lead evidence on this question. As far as this petition is concerned, the same is dismissed.

September 06, 2007.
BLS

(PERMOD KOHLI)
JUDGE